IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

FRIDAY, THE 14TH SEPTEMBER 2007 / 23RD BHADRA 1929

WP(C).No. 27442 of 2007(P)

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PETITIONER:

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ACC LIMITED,
(FORMERLY ASSOCIATED CEMENT COMPANY LTD)
KAMARAJ ROAD, RED FIELDS,
COIMBATORE - 641018.

BY ADV. SRI.M.PATHROSE MATTHAI (SR.)
SRI.SAJI VARGHESE

RESPONDENTS:

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1. THE ASSISTANT COMMISSIONER
(ASSESSMENT), SPECIAL CIRCLE,
COMMERCIAL TAXES BUILDING,
KANNUR.

2. THE KERALA SALES TAX APPELLATE
TRIBUNAL, ADDITIONAL BENCH, KOZHIKODE.

BY G.P. SRI.SREEKRISHNA

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 14/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

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W.P.(C) No.27442 of 2007

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Dated this the 14th day of September, 2007.

JUDGMENT

Petitioner's grievance is that even though appeals against sales tax assessments for 1998-1999 and 1999-2000 were heard by the Tribunal on 9.5.2007, orders are not issued so far. In between, stay granted by the Tribunal expired on 12th of this month. According to the petitioner, even though application for extension of stay was moved, Tribunal has not posted it on account of want of sitting. Senior Counsel appearing for the petitioner contended that petitioner has paid 50% of the disputed amount. In the circumstances, W.P. is disposed of directing the Tribunal to issue orders, if required after hearing petitioner again, within a period of two months from now. Stay orders granted by the Tribunal will stand extended by three months from now or until orders are issued by the Tribunal, whichever is earlier. The petitioner will produce copy of this judgment before the Tribunal for compliance.

C.N.RAMACHANDRAN NAIR
Judge

pms